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Attorneys for Defendant State Farm Mutual
Automobile Insurance Company

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

HAROLD SPALDING,

Plaintiff,

vs.

STATE FARM MUTUAL INSURANCE
COMPANY,

Defendant.

Case No. _____

NOTICE OF REMOVAL

TO: UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA

This notice of defendant State Farm Mutual Automobile Insurance
Company respectfully shows:

1. That on the 24th day of May, 2013, an action was commenced in the
Superior Court for the State of Alaska at Anchorage, entitled Harold Spalding v. State

Farm Mutual Insurance Company, Case No. 3AN-13-07307 Civil. Plaintiff's complaint does not specify the exact amount in controversy, but by virtue of filing in the Superior Court for the State of Alaska, the amount in controversy is at least \$100,000.¹

2. That this notice of removal is being filed pursuant to Title 28, United States Code § 1446(a) and (b) within thirty (30) days after receipt by defendant State Farm Mutual Automobile Insurance Company of the Summons and Complaint in the above-referenced action. Service of the Summons was accomplished on September 9, 2013.

3. This court has original jurisdiction of this action pursuant to Title 28, U.S.C. Section 1332(a), and this action may be removed to United States District Court pursuant to Title 28, U.S.C. Section 1441 and Section 1446(b), in that it is a civil action, the sum in controversy exceeds \$75,000, exclusive of interest and costs, and complete diversity exists between the parties to this lawsuit.

4. On information and belief, at the time this action was commenced, Plaintiff was a resident of Alaska as alleged in the Complaint.

5. At the time this action was commenced, defendant State Farm Mutual Automobile Insurance Company was, and is, a mutual insurance company

¹ All civil tort cases where the amount in controversy is less than \$100,000 must be filed in Alaska's District Court. *See* AS 22.15.020. Because this case was not filed in Alaska District Court, the amount in controversy is more than \$100,000, exclusive of interest, costs and fees.

organized under the laws of the State of Illinois, with its principal place of business in Bloomington, Illinois.

6. Defendant State Farm Mutual Automobile Insurance Company will pay all costs and disbursements incurred by reason of removal proceedings hereby brought should it be determined that this case is not removable or is improperly removed.

WHEREFORE defendant State Farm Mutual Automobile Insurance Company gives notice that this action formerly pending in the Superior Court for the State of Alaska, Third Judicial District at Anchorage is hereby removed to this court.

DATED at Anchorage, Alaska, this 9th day of October, 2013.

HUGHES GORSKI SEEDORF
ODSEN & TERVOOREN, LLC,
Attorneys for Defendant State Farm
Mutual Automobile Insurance Company


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VERIFICATION

[illegible]

Kimberlee A. Colbo, being first duly sworn, deposes and states that she is one of the attorneys for State Farm Mutual Automobile Insurance Company, defendant above named; that she knows the contents of this notice of removal and that the same are true and accurate to the best of her knowledge and belief; and that she voluntarily executed the foregoing notice of removal and was fully authorized to do so on behalf of State Farm Mutual Automobile Insurance Company.


Kimberlee A. Colbo

SUBSCRIBED AND SWORN TO before me this 9th day of October, 2013.

Patricia A. Bruce
Notary Public in and for Alaska
My commission expires: 6-11-2015

I hereby certify that a true and correct copy of the foregoing was served via mail on the 9th day of October, 2013 on:

Richard A. Helm
Bookman & Helm, LLP
471 W. 36th Avenue, Suite 204
Anchorage, AK 99503

Patricia Bruce